

IN THE UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION

MICHAEL DAVID SILLS and)
MARY SILLS,)
Plaintiffs,) Case No. 3:23-cv-00478
v.) JUDGE WILLIAM L. CAMPBELL, JR.
SOUTHERN BAPTIST CONVENTION,) Magistrate Judge Frenzley
et al.)
Defendants) JURY TRIAL DEMANDED

**UNOPPOSED MOTION FOR LEAVE TO FILE AN OMNIBUS RESPONSE BRIEF,
EXCEED THE PAGE LIMIT FOR A SINGLE BRIEF AND ENLARGE THE TIME IN
WHICH PLAINTIFFS MAY RESPOND**

Come now Plaintiffs, MICHAEL DAVID SILLS and MARY SILLS, through their undersigned counsel, and respectfully request that the Court grant their Motion for Leave to file a single omnibus brief in response to the thirteen Defendants' motions to dismiss, that Plaintiffs' omnibus response be permitted to exceed the page limitation of Local Rule 7.1 with leave to file no more than 50 pages in response to the seven motions to dismiss, and that Plaintiffs be permitted to file their omnibus response on August 28, 2023. In support thereof, Plaintiffs state:

1. This cause of action arises from allegations concerning a series of acts and omissions undertaken by Defendants which resulted in the wrongful expulsion and defamation of Plaintiffs who consequently suffered serious harm. [ECF No. 1]. Plaintiffs allege that the Defendants acted in concert.

2. Defendants have presently filed a series of separate motions to dismiss. [ECF Nos. 73, 75, 77, 83, 86, 88, and 91].¹

3. The Local Rules of the Middle District of Tennessee state that without approval of the Court, a brief may not exceed 25 pages. The Rules also require a response to a motion to dismiss be filed within 14 days. *See* LR. 7.01.

4. Defendants' combined motion to dismiss briefing totals 163 pages. For efficiency, rather than file several briefs in response to each of Defendants' individual motions to dismiss, Plaintiffs seek leave of Court to file a single omnibus response brief addressing all of the Defendants' arguments with a page limitation not to exceed 50 pages, approximately 1/3 of the combined total pages of Defendants' briefing. Further, Plaintiffs seek leave to file their omnibus response on August 28, 2023². This date is suggested to allow Plaintiffs time to synthesize the facts and law implicated by Defendants' motions.

5. Prior to filing this Motion, Plaintiffs conferred with Defendants, and Defendants indicated that they do not oppose this Motion. A proposed order has been submitted for the Court's consideration.

For the foregoing reasons, Plaintiffs respectfully request that the Court grant Plaintiffs' motion for leave.

Dated: July 19, 2023

Respectfully submitted,

By: /s/ Katherine B. Riley
Katherine Barrett Riley (admitted *pro hac vice*)
John W. ("Don") Barrett (admitted *pro hac vice*)
Sterling Aldridge (to be admitted *pro hac vice*)
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¹ Plaintiffs agreed to the various extensions of time sought by the Defendants for the appearances and responsive pleadings.

² Defendants request their reply briefs be due September 11, 2023.

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CERTIFICATE OF SERVICE

I, Katherine B. Riley, an attorney, hereby certify that on July 19, 2023, I served the above and foregoing Unopposed Motion For Leave To File An Omnibus Response Brief, Exceed The Page Limit For A Single Brief And Enlarge The Time In Which Plaintiffs May Respond, by causing a true and accurate copy of such papers to be filed and served on the below listed counsel of record via the Court's CM/ECF electronic filing system.

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